

ASSIGNED

Nº 44249

AMENDED

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 10 1981
Returned to applicant for correction..... OCT 14 1981
Corrected application filed..... DEC 8 1981
Map filed..... DEC 8 1981 under 44248

The applicant Foote Mineral Company

....., of Silverpeak
Street and No. or P.O. Box No. City or Town
Nevada 89047
State and Zip Code No., hereby make^s application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.) Incorporated State of Pennsylvania
on September 30, 1964

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.
2. The amount of water applied for is 1.0 second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for quasi-municipal
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....
(b) Stockwater (state number and kinds of animals to be watered).....
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: Within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28,
T. 2 S., R. 39 E., M.D.M. or from a point from which the NE corner of said
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Section 28 bears N 18° 26' 06" E, a distance of 2,087 feet.
it should be stated.
6. Place of use NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and the N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22, T. 2S., R.39 E., M.D.M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled and cased well, pump, electric motor,
storage reservoir and distribution system to the town of Silverpeak.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$20,000
10. Estimated time required to construct works.....two years
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....five years
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.
- Water pursuant to this source will be utilized for approximately 60 mobile homes. Water will be commingled with the same source of supply as is Permit 24382, Certificate 7234.

By s/Ross E. de Lipkau
Signature, applicant or agent
Ross E. de Lipkau
P. O. Box 2790
Reno, Nevada 89505

Compared bl/ bc js/bc

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

The total combined duty of water under Permits 44248 and 44249 shall not exceed 6.57 million gallons annually.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 6.57 million gallons annually.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before May 1, 1987

Proof of completion of work shall be filed before June 1, 1987

Application of water to beneficial use shall be made on or before May 1, 1992

Proof of the application of water to beneficial use shall be filed on or before June 1, 1992

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS

Completion of work filed State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 1st day of May

Cultural map filed A.D. 1985

Certificate No. Issued